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November 20, 2006

VIA FACSIMILE AND U.S. MAIL

Jeff S. Jordan
Supervisory Attorney
Complaints Examination & Legal Administration
Federal Election Commission
999 E Street, NW
Washington, DC 20463

Re: MUR 5860

Dear Mr. Jordan:

On behalf of Friends of Conrad Burns – 2006 and James Swain, as Treasurer (the “Committee”), this letter responds to the complaint filed by John G. Munding in the above-captioned Matter Under Review. The Committee denies any violation of the Federal Election Campaign Act of 1971, as amended (the “Act”).

The basis for the complaint is a phone call received by the complainant. Mr. Munding alleges that the phone call failed to provide applicable disclaimer information and violated 11 C.F.R. § 110.16. The complaint is without merit, misstates the applicable legal standards, and should be dismissed. In particular, the Committee did not sponsor, finance, contribute to, or have knowledge of the alleged phone call complained of. As a result, the Federal Election Commission should find no reason to believe that the Committee has committed a violation of the Act and should promptly dismiss this complaint.

Sincerely,

Ralph J. Caccia (NAB)
Ralph J. Caccia

For POWELL, GOLDSTEIN LLP

RJC/

cc: James Swain

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